

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Dee Brown, on April 5, 2017 at 3:00 PM, in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Dee Brown, Chair (R)
Sen. Douglas (Doug) Kary, Vice Chair (R)
Sen. Sue Malek (D)
Sen. Ryan Osmundson (R)
Sen. Frank Smith (D)
Sen. Nels Swandal (R)
Sen. Gordon Vance (R)
Sen. Lea Whitford (D)

Members Excused: None

Members Absent: None

Staff Present: Barbara Pietuch, Committee Secretary
Rachel Weiss, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 118, 4/3/2017; HB 136, 4/3/2017

Executive Action: HB 501 - Be Concurred In
HB 401 - Be Concurred In
HB 406 - Be Concurred In As Amended
HB 118 - Be Concurred In As Amended

00:00:01 Chair Brown

EXECUTIVE ACTION ON HB 501

00:00:30 Sen. Vance left the meeting.

00:00:49 **Motion:** Sen. Kary moved that **HB 501 BE CONCURRED IN.**

Discussion:

00:01:03 Sen. Osmundson

00:01:22 Sen. Malek

00:02:26 **Vote:** Motion carried 5-3 by roll call vote with Sen. Malek, Sen. F. Smith and Sen. Whitford voting no. Sen. Vance and Sen. Whitford voted by proxy. Sen. Osmundson will carry the bill.

EXECUTIVE ACTION ON HB 401

00:03:22 **Motion:** Sen. Kary moved that **HB 401 BE CONCURRED IN.**

Discussion:

00:03:33 Chair Brown

00:03:41 Sen. Swandal

00:04:12 Chair Brown

00:04:17 Sen. Swandal

00:04:28 Sen. Malek

00:05:37 Rachel Weiss, research analyst, Legislative Services Division (LSD)

00:07:14 Sen. Swandal left the meeting.

00:07:20 Sen. Malek

00:08:12 Chair Brown

00:08:39 Sen. Malek

00:08:50 Ms. Weiss, LSD

00:09:31 Sen. Malek

00:09:42 **Vote:** Motion carried 5-3 by roll call vote with Sen. Malek, Sen. F. Smith and Sen. Whitford voting no. Sen. Swandal, Sen. Vance and Sen. Whitford voted by proxy. Sen. Swandal will carry the bill.

00:11:06 Chair Brown

00:11:00 Sen. Swandal entered the meeting.

HEARING ON HB 118

Opening Statement by Sponsor:

00:11:30 Rep. Jonathan Windy Boy (D), HD 32, opened the hearing on HB 118, Revise and provide additional funding for state suicide prevention program.

Proponents' Testimony:

00:13:50 Matt Kuntz, executive director, NAMI Montana

[EXHIBIT](#)(sts71a01)

00:16:46 Chair Brown

00:16:58 Abigail St Lawrence, attorney, Montana Association of Christians

00:18:25 Dick Brown, president, Montana Hospital Association

00:21:17 Dominic Meyers, member, Chippewa Cree Tribe

00:26:33 Chair Brown

00:26:37 Alicia Smith, self

00:27:44 Lynn Cliff Jr., member, Montana Native Youth Suicide Reduction Coalition

00:28:57 Jordan Thompson, attorney, Confederated Salish and Kootenai Tribes

Opponents' Testimony: None

Informational Testimony:

00:29:59 Todd Harwell, administrator, Public Health and Safety Division, Department of Public Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

00:30:27 Sen. Malek

00:30:35 Sen. Whitford entered the meeting.

00:30:53 Mr. Harwell, DPHHS

00:31:05 Sen. Malek

00:31:11 Mr. Harwell

00:31:24 Sen. Malek

00:31:57 Rep. Windy Boy

00:37:13 Chair Brown

00:37:30 Sen. Whitford

00:37:50 Rep. Windy Boy

00:38:07 Sen. Whitford

00:38:40 Rep. Windy Boy

00:40:39 Sen. Malek

00:41:20 Rep. Windy Boy

00:41:59 Chair Brown

00:42:18 Rep. Windy Boy

00:42:46 Sen. Whitford

00:43:47 Rep. Windy Boy

00:44:36 Chair Brown

Closing by Sponsor:

00:44:57 Rep. Windy Boy

00:49:04 Sen. Osmundson left meeting.

HEARING ON HB 136

Opening Statement by Sponsor:

00:49:35 Rep. Geraldine Custer (R), HD 39, opened the hearing on HB 136, Actuarial funding for the Game Wardens' and Peace Officers' Retirement System.

00:51:24 Sen. Vance entered the meeting.

Proponents' Testimony:

00:51:58 Dore Schwinden, executive director, Montana Public Employee Retirement Administration (MPERA)

00:53:31 George Golie, president, Montana Game Warden Association

00:55:57 Diane Fladmo, director, Research & Bargaining; coordinator, Retired Program, Montana Education Association - Montana Federation of Teachers (MEA-MFT)

EXHIBIT(sts71a02)

01:00:23 Mike Touchette, secretary, Local #4464, Retired Program, Montana Education Association - Montana Federation of Teachers (MEA-MFT)

01:05:46 Tom Schneider, lobbyist, Montana Public Employees Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:07:44 Chair Brown

01:08:17 Rep. Custer

01:09:05 Chair Brown

01:09:27 Mr. Schwinden, MPERA

01:09:41 Chair Brown

01:09:44 Mr. Schwinden

01:09:55 Chair Brown

01:11:03 Mr. Schwinden

01:11:27 Chair Brown

01:11:45 Mr. Schwinden

01:11:56 Chair Brown

01:12:11 Mr. Schwinden

01:12:38 Chair Brown

01:12:56 Mr. Schwinden

01:13:08 Chair Brown

Closing by Sponsor:

01:13:15 Rep. Custer

01:15:08 Chair Brown

EXECUTIVE ACTION ON HB 406

01:16:05 **Motion:** Sen. Kary moved that **HB 406 BE CONCURRED IN.**

Discussion:

01:16:15 Chair Brown

01:17:05 **Motion:** Sen. Malek moved that **HB 406 BE AMENDED.**
EXHIBIT(sts71a03)

Discussion:

01:17:39 Chair Brown

01:17:49 Sen. Kary

01:18:05 Sen. Whitford

01:18:54 Chair Brown

01:19:18 **Vote:** Motion failed 3-5 by roll call vote with Sen. Malek, Sen. F. Smith and Sen. Whitford voting aye. Sen. Osmundson voted by proxy.

01:20:01 **Motion:** Sen. Whitford moved that **HB 406 BE AMENDED.**
EXHIBIT(sts71a04)

Discussion:

01:20:09 Chair Brown

01:20:57 Sen. Malek

01:21:42 **Vote:** Motion failed 4-4 by roll call vote with Sen. Malek, Sen. F. Smith, Sen. Swandal and Sen. Whitford voting aye. Sen. Osmundson voted by proxy.

01:22:33 **Motion:** Sen. D. Brown moved that **HB 406 BE AMENDED.**
EXHIBIT(sts71a05)

Discussion:

01:23:16 Rachel Weiss, research analyst, Legislative Services Division (LSD)

01:23:19 Chair Brown

01:23:21 Sen. Swandal

01:23:41 **Vote:** Motion carried unanimously roll call vote. Sen. Osmundson voted by proxy.

01:24:21 **Motion:** Sen. Kary moved that **HB 406 BE CONCURRED IN AS AMENDED.**

Discussion:

01:24:35 Sen. Whitford

01:25:55 Chair Brown

01:26:42 Sen. Malek

01:27:32 Sen. Vance

01:27:49 **Vote:** Motion carried 5-3 by roll call vote with Sen. Malek, Sen. F. Smith and Sen. Whitford voting no. Sen. Osmundson voted by proxy. Sen. Brown will carry the bill.

EXECUTIVE ACTION ON HB 118

01:28:56 **Motion:** Sen. Kary moved that **HB 118 BE CONCURRED IN.**

Discussion:

01:29:05 Chair Brown

01:31:07 Rachel Weiss, research analyst, Legislative Services Division (LSD)

01:31:32 Chair Brown

01:32:40 Ms. Weiss, LSD

01:33:36 Chair Brown

01:34:03 Ms. Weiss

01:34:37 Chair Brown

01:35:17 **Motion:** Sen. Whitford moved that **HB 118 BE AMENDED.**
EXHIBIT(sts71a06)

Discussion:

01:35:28 Chair Brown

01:35:33 Sen Whitford

01:37:20 Chair Brown

01:37:49 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

01:38:08 **Motion:** Sen. Kary moved that **HB 118 BE CONCURRED IN AS AMENDED.**

Discussion:

01:38:21 Sen. Vance

01:38:31 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy. Sen. Olszewski will carry the bill.

01:38:58 Chair Brown

ADJOURNMENT

Adjournment: 4:43 PM

Barbara Pietuch, Secretary

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Additional Documents

Additional Documents:

EXHIBIT([sts71aad.pdf](#))